

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOSEPH JADCZAK and CATHERINE
JADCZAK,

Plaintiffs,

v.

HOMESITE INSURANCE COMPANY,

Defendant.

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C.A. No. 07-0431 (GMS)

**DEFENDANT HOMESITE INSURANCE COMPANY'S
CROSS-MOTION FOR SUMMARY JUDGMENT**

Pursuant to Federal Rules of Civil Procedure 12(b)(6) and 56, Defendant Homesite Insurance Company hereby moves for summary judgment on all Plaintiff's claims. The grounds for the motion will be set forth fully in the brief filed contemporaneously herewith.

Dated: April 11, 2008

/s/ Sean J. Bellew

Sean J. Bellew (#4072)

Cozen O'Connor

1201 North Market Street, Suite 1400

Wilmington, DE 19801

Telephone: (302) 295-2026

Attorneys for Defendant

Homesite Insurance Company

Of counsel:

Melissa Brill

Cozen O'Connor

45 Broadway Atrium, 16th Floor

New York, NY 10006

Telephone: (212) 509-9400

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOSEPH JADCZAK and)	
CATHERINE JADCZAK,)	
)	
Plaintiffs,)	C.A. No. 07-0431 (GMS)
)	
v.)	
)	
HOMESITE INSURANCE COMPANY)	
)	
Defendant.)	

ORDER

WHEREAS, Defendant Homesite Insurance Company (“Defendant”) filed a response in opposition to Plaintiffs Joseph and Catherine Jadcza’s (“Plaintiffs”) Motion for Summary Judgment;

WHEREAS, Defendant filed a Cross-Motion for Summary Judgment; and

WHEREAS, the Court finds that there is no genuine issue as to any material facts and that Defendant is entitled to judgment as a matter of law;

IT IS HEREBY ORDERED this ____ day of _____, 2008 that Plaintiffs’ Motion for Summary Judgment is DENIED, Defendant’s Cross-Motion for Summary Judgment is GRANTED and Plaintiffs’ Complaint is dismissed with prejudice.

Chief Judge Gregory M. Sleet

CERTIFICATE OF SERVICE

I, Sean J. Bellew, do hereby certify that on April 11, 2008, I electronically filed the foregoing with the Clerk of Court using CM/ECF which will send notification of such filing to the following counsel of record:

Michael L. Sensor
PERRY & SENSOR
One Customs House, Suite 560
Wilmington, DE 19801

John S. Spadaro
JOHN SHEEHAN SPADARO, LLC
724 Yorklyn Road, Suite 375
Hockessin, DE 19707

Dated: April 11, 2008

/s/ Sean J. Bellew

Sean J. Bellew (#4072)
Cozen O'Connor
1201 N. Market Street, Suite 1400
Wilmington, DE 19801
Telephone: (302) 295-2000
Facsimile: (302) 295-2013